



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 16308

PERMIT 10401

LICENSE 5924

THIS IS TO CERTIFY, That

Adolph B. Wagner, Jr., and Gayle P. Wagner
R. E. D. No. 1
Ukiah, California *(over)*

have made proof as of August 31, 1959
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
Russian River in Mendocino County
tributary to Pacific Ocean

for the purpose of irrigation use
under Permit 10401 of the State Water Rights Board and that said right to the use of said water has been
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the
terms of the said permit; that the priority of the right herein confirmed dates from April 11, 1955
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed five tenths (0.5) cubic foot
per second to be diverted from about June 1 to about November 1 of each year.

The equivalent of such continuous flow allowance for any thirty day period may
be diverted in a shorter time if there be no interference with other vested rights.

The point of diversion of such water is located:

North forty-four degrees four minutes thirty seconds west (N 44° 04' 30" W) one
thousand three hundred (1300) feet from SW corner of Lot 63, Yokayo Rancho, being
within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 4, T14N, R12W, MDB&M.

A description of the lands or the place where such water is put to beneficial
use is as follows:

25 acres within Lot 59 of Yokayo Rancho being within NE $\frac{1}{4}$ of projected Section 9,
T14N, R12W, MDB&M as shown on map filed with State Water Rights Board.

Issuance of this license shall not operate to the prejudice of any prior rights,
including such rights, if any, as have been or may be acquired by Sonoma County
Flood Control and Water Conservation District or its successors under Applications
15736, 15737, and 15779 and Mendocino County Flood Control and Water Conservation
District or its successors under Applications 15738 and 15739.

All rights and privileges under this license including method of diversion, method of use and quantity of water
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein
specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

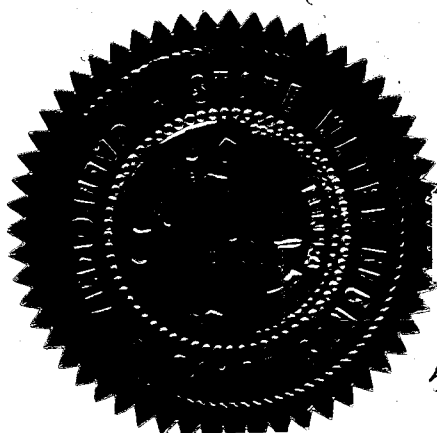
Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: DEC 7 '59



L. K. Hill
L. K. Hill
Executive Officer

4-3-89 asgd to Weibel Enterprises

*11-10-94 asgd to Sebaas Vineyard;
5/1/97 assigned to Nova Partners
A Limited Partnership*

11/08/1999 ASGD TO DEVIN W. GORDON & BETTINA S. GORDON

12/17/99 ASGD TO NOVA PARTNERS, A LIMITED PARTNERSHIP

LICENSE 5924

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO Adolph B. Wagner, Jr., and
Gayle P. Wagner

DATED DEC 7 1959